

MESSAGE NO: 8212208

MESSAGE DATE: 07/30/2008

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: FIN-Final Determination

PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-922

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 07/10/2008 TO

Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF FINAL DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION
OF RAW FLEXIBLE MAGNETS FROM CHINA (A-570-922-000/001)

MESSAGE NO: 8212208

DATE: 07 30 2008

CATEGORY: ADA

TYPE: FIN

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 922

- -

- -

- -

- -

- -

PERIOD COVERED: 07 10 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF FINAL DETERMINATION IN AN ANTIDUMPING DUTY
INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM CHINA
(A-570-922-000/001)

1. ON 7/10/2008 (73 FR 39669), THE DEPARTMENT OF COMMERCE
PUBLISHED IN THE FEDERAL REGISTER ITS FINAL DETERMINATION OF
SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY
INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC
OF CHINA.

2. THE PRODUCTS COVERED BY THIS INVESTIGATION ARE CERTAIN
FLEXIBLE MAGNETS REGARDLESS OF SHAPE,(FN1) COLOR, OR
PACKAGING.(FN2) SUBJECT FLEXIBLE MAGNETS ARE BONDED MAGNETS

COMPOSED (NOT NECESSARILY EXCLUSIVELY) OF (I) ANY ONE OR COMBINATION OF VARIOUS FLEXIBLE BINDERS (SUCH AS POLYMERS OR CO-POLYMERS, OR RUBBER) AND (II) A MAGNETIC ELEMENT, WHICH MAY CONSIST OF A FERRITE PERMANENT MAGNET MATERIAL (COMMONLY, STRONTIUM OR BARIUM FERRITE, OR A COMBINATION OF THE TWO), A METAL ALLOY (SUCH AS NDFEB OR ALNICO), ANY COMBINATION OF THE FOREGOING WITH EACH OTHER OR ANY OTHER MATERIAL, OR ANY OTHER MATERIAL CAPABLE OF BEING PERMANENTLY MAGNETIZED.

FN1 THE TERM "SHAPE" INCLUDES, BUT IS NOT LIMITED TO PROFILES, WHICH ARE FLEXIBLE MAGNETS WITH A NON-RECTANGULAR CROSS-SECTION.

FN2 PACKAGING INCLUDES RETAIL OR SPECIALTY PACKAGING SUCH AS DIGITAL PRINTER CARTRIDGES.

SUBJECT FLEXIBLE MAGNETS MAY BE IN EITHER MAGNETIZED OR UNMAGNETIZED (INCLUDING DEMAGNETIZED) CONDITION, AND MAY OR MAY NOT BE FULLY OR PARTIALLY LAMINATED OR FULLY OR PARTIALLY BONDED WITH PAPER, PLASTIC, OR OTHER MATERIAL, OF ANY COMPOSITION AND/OR COLOR. SUBJECT FLEXIBLE MAGNETS MAY BE UNCOATED OR MAY BE COATED WITH AN ADHESIVE OR ANY OTHER COATING OR COMBINATION OF COATINGS.

SPECIFICALLY EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION ARE PRINTED FLEXIBLE MAGNETS, DEFINED AS FLEXIBLE MAGNETS (INCLUDING INDIVIDUAL MAGNETS) THAT ARE LAMINATED OR BONDED WITH PAPER, PLASTIC, OR OTHER MATERIAL IF SUCH PAPER, PLASTIC, OR OTHER MATERIAL BEARS PRINTED TEXT AND/OR IMAGES, INCLUDING BUT NOT LIMITED TO BUSINESS CARDS, CALENDARS, POETRY, SPORTS EVENT SCHEDULES, BUSINESS PROMOTIONS, DECORATIVE MOTIFS, AND THE LIKE.

THIS EXCLUSION DOES NOT APPLY TO SUCH PRINTED FLEXIBLE MAGNETS IF THE PRINTING CONCERNED CONSISTS OF ONLY THE FOLLOWING: A TRADE MARK OR TRADE NAME; COUNTRY OF ORIGIN; BORDER, STRIPES, OR LINES; ANY PRINTING THAT IS REMOVED IN THE COURSE OF CUTTING AND/OR PRINTING MAGNETS FOR RETAIL SALE OR OTHER DISPOSITION FROM THE FLEXIBLE MAGNET; MANUFACTURING OR USE INSTRUCTIONS (E.G., "PRINT THIS SIDE UP," "THIS SIDE UP," "LAMINATE HERE"); PRINTING ON ADHESIVE BACKING (THAT IS, MATERIAL TO BE REMOVED IN ORDER TO

EXPOSE ADHESIVE FOR USE SUCH AS APPLICATION OF LAMINATE) OR ON ANY OTHER COVERING THAT IS REMOVED FROM THE FLEXIBLE MAGNET PRIOR OR SUBSEQUENT TO FINAL PRINTING AND BEFORE USE; NON-PERMANENT PRINTING (THAT IS, PRINTING IN A MEDIUM THAT FACILITATES EASY REMOVAL, PERMITTING THE FLEXIBLE MAGNET TO BE RE-PRINTED); PRINTING ON THE BACK (MAGNETIC) SIDE; OR ANY COMBINATION OF THE ABOVE. ALL PRODUCTS MEETING THE PHYSICAL DESCRIPTION OF SUBJECT MERCHANDISE THAT ARE NOT SPECIFICALLY EXCLUDED ARE WITHIN THE SCOPE OF THIS INVESTIGATION.

THE PRODUCTS SUBJECT TO THE INVESTIGATION ARE CURRENTLY CLASSIFIABLE PRINCIPALLY UNDER SUBHEADINGS 8505.19.10 AND 8505.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"). THE HTSUS SUBHEADINGS ARE PROVIDED ONLY FOR CONVENIENCE AND CUSTOMS PURPOSES; THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-922.

4. FOR IMPORTS OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA, U.S.CUSTOMS AND BORDER PROTECTION ("CBP") SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 4/25/2008.

5. EFFECTIVE 7/10/2008, CUSTOMS SHALL REQUIRE, FOR ENTRIES OF RAW FLEXIBLE MAGNETS FROM THE EXPORTER/PRODUCER COMBINATIONS LISTED BELOW, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ANTIDUMPING DUTY RATES SHOWN BELOW:

GUANGZHOU NEWLIFE MAGNET ELECTRICITY CO., LTD.

A-570-922-001

105.00 PERCENT

PRC-WIDE RATE

A-570-922-000

185.28 PERCENT

6. GUANGZHOU NEWLIFE MAGNET ELECTRICITY CO., LTD. (A-570-922-001) IS BOTH THE EXPORTER AND PRODUCER OF THE RAW FLEXIBLE MAGNETS IT SHIPPED TO THE UNITED STATES DURING THE PERIOD OF INVESTIGATION.

7. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY. (GENERATED BY O4:SMH).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M. GENOVESE

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party